

2011 DRAFTING REQUEST

Bill

Received: **11/03/2010**

Received By: **agary**

Wanted: **As time permits**

Companion to LRB:

For: **Administration-Budget**

By/Representing: **Byrnes**

May Contact:

Drafter: **agary**

Subject: **Transportation - driver licenses**

Addl. Drafters:

Extra Copies: **EVM**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

DOA:.....Byrnes, BB0128a -

Topic:

DMV operating reductions; renewal of identification cards

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/P1	agary 11/12/2010	jdye 11/12/2010	mduchek 11/12/2010	_____	cdurst 11/12/2010		State
/1	agary 11/23/2010	jdye 11/24/2010	jfrantze 11/24/2010	_____	lparisi 11/24/2010		State
/2	agary 01/18/2011	jdye 01/18/2011	rschluet 01/18/2011	_____	mbarman 01/18/2011		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3	agary 02/18/2011	jdye 02/18/2011	rschluet 02/18/2011	_____	sbasford 02/18/2011		State
/4	agary 02/21/2011	jdye 02/21/2011	rschluet 02/21/2011	_____	mbarman 02/21/2011		

FE Sent For:

<END>

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/?		14 2/21 jld		_____			State
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/1	agary 11/23/2010	jdye 11/24/2010	jfrantze 11/24/2010	_____	lparisi 11/24/2010		State
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/?		3/2/18 jld	mdc hek				State
/P1	agary 11/12/2010	jdye 11/12/2010	mdc hek 11/12/2010		cduerst 11/12/2010		State
/1	agary 11/23/2010	jdye 11/24/2010	jfrantze 11/24/2010		lparisi 11/24/2010		State
/2	agary 01/18/2011	jdye 01/18/2011	rschluet 01/18/2011		mbarman 01/18/2011		

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

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Pre Topic:

DOA:.....Byrnes, BB0128a -

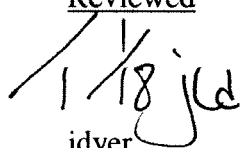
Topic:

DMV operating reductions; renewal of identification cards

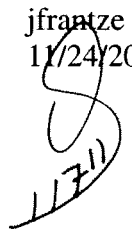
Instructions:

See attached

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/P1	agary 11/12/2010 agary	jdyer 11/12/2010	mduchek 11/12/2010 <i>[Signature]</i>	_____	cduerst 11/12/2010		
			<i>[Signature]</i>	<i>11/24</i>			

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<END>

2011 DRAFTING REQUEST

Bill

Received: **11/03/2010**

Received By: **agary**

Wanted: **As time permits**

Companion to LRB:

For: **Transportation**

By/Representing: **Anna Richter**

May Contact:

Drafter: **agary**

Subject: **Transportation - driver licenses**

Addl. Drafters:

Extra Copies: **EVM**

Submit via email: **YES**

Requester's email: **Anna.Richter@dot.wi.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Renewal of identification cards

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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For: **Transportation**

By/Representing: **Anna Richter**

May Contact:

Drafter: **agary**

Subject: **Transportation - driver licenses**

Addl. Drafters:

Extra Copies: **EVM**

Submit via email: **YES**

Requester's email: **Anna.Richter@dot.wi.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Renewal of identification cards

Instructions:

See attached

Drafting History:

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1/?	agary	P1 11/12 jld	MD 11/12	_____	_____	_____	_____

FE Sent For:

<END>

Gary, Aaron

From: Richter, Anna - DOT [Anna.Richter@dot.wi.gov]
Sent: Wednesday, November 03, 2010 8:03 AM
To: Gary, Aaron; Mueller, Eric
Cc: Hammer, Paul - DOT
Subject: DOT Stat Mod Request

Attachments: sBudgetReduction.docx

Hi Aaron and Eric,

It's me again.

The major budget policies for the 11-13 budget required agencies to submit a reduction plan by November 9. DOT will be including our plan as part of our budget submittal. Attached is a statutory modification request that will be necessary to implement some of our reduction proposals. DOA has given us the go ahead to submit these.

Thanks,
Anna



sBudgetReduction.docx (19 KB)

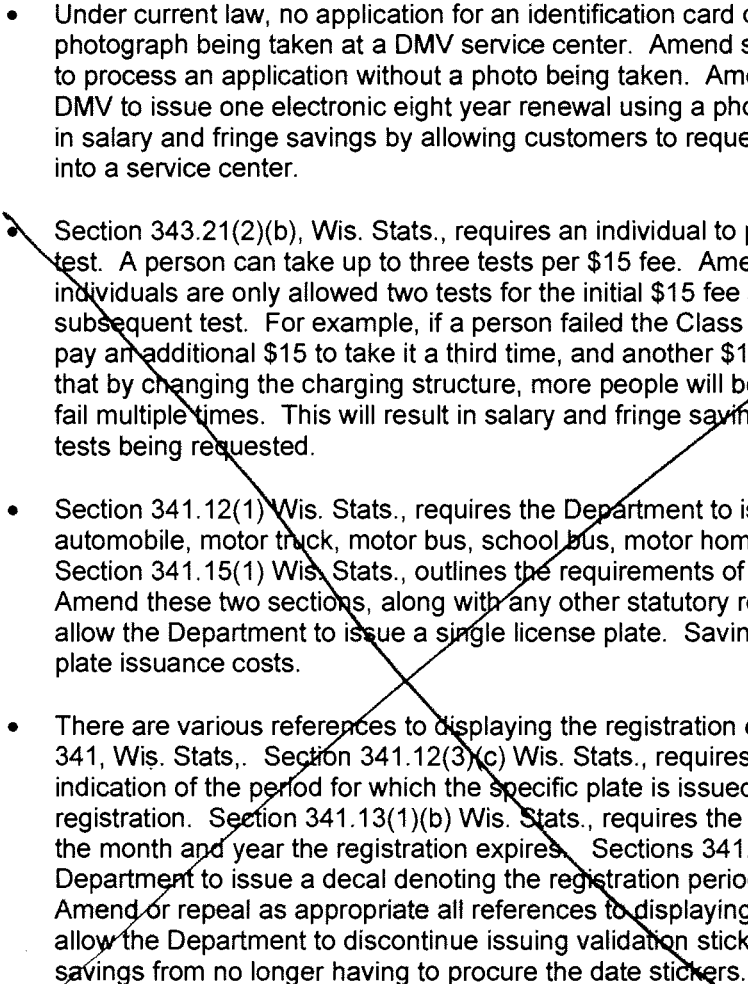
**Department of Transportation
2011-13 Biennial Budget Request
STATUTORY MODIFICATIONS**

DIN NUMBER:

TOPIC: Reduction Items

DESCRIPTION OF CHANGE:

To implement a number of the items related to the Division of Motor Vehicles' (DMV's) portion of the Department's operations reduction plan, four statutory changes are needed:

- 
- Under current law, no application for an identification card can be processed without a photograph being taken at a DMV service center. Amend s. 343.50(4), Wis. Stats., to allow DMV to process an application without a photo being taken. Amend s. 343.50(6) Wis. Stats., to allow DMV to issue one electronic eight year renewal using a photo on record. This initiative will result in salary and fringe savings by allowing customers to request products online instead of coming into a service center.
 - Section 343.21(2)(b), Wis. Stats., requires an individual to pay a \$15 fee to take a Class D skills test. A person can take up to three tests per \$15 fee. Amend s. 343.21(2)(b) Wis. Stats., so that individuals are only allowed two tests for the initial \$15 fee and must pay \$15 for each subsequent test. For example, if a person failed the Class D skills test twice, they would have to pay an additional \$15 to take it a third time, and another \$15 to take it a fourth. DMV anticipates that by changing the charging structure, more people will be prepared for the skills test and not fail multiple times. This will result in salary and fringe savings from a decreased number of skills tests being requested.
 - Section 341.12(1) Wis. Stats., requires the Department to issue two registration plates for an automobile, motor truck, motor bus, school bus, motor home, or dual purpose motor home. Section 341.15(1) Wis. Stats., outlines the requirements of displaying two registration plates. Amend these two sections, along with any other statutory references to two registration plates, to allow the Department to issue a single license plate. Savings will be realized from decreased plate issuance costs.
 - There are various references to displaying the registration expiration date of a license plate in s. 341, Wis. Stats.,. Section 341.12(3)(c) Wis. Stats., requires registration plates to display an indication of the period for which the specific plate is issued or the date of expiration of registration. Section 341.13(1)(b) Wis. Stats., requires the design of the license plate to include the month and year the registration expires. Sections 341.13(3) and 341.13(3m) allow the Department to issue a decal denoting the registration period instead of issuing a new plate. Amend or repeal as appropriate all references to displaying the registration expiration date to allow the Department to discontinue issuing validation stickers, allowing the Department to realize savings from no longer having to procure the date stickers.

JUSTIFICATION:

The major budget policies issued for the 2011-13 biennial budget require agencies to prepare plans to absorb permanent operations base reductions with limited exceptions. These statutory changes will allow the Department to more efficiently conduct business through strategic changes in the manner in which DMV operates.



State of Wisconsin
2011 - 2012 LEGISLATURE

in
11/12



LRB-0315/P1

ARG:.....

Ljd

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

(D Note)

Agency Budget Draft

✓

1

do not gen

AN ACT ...; relating to: the budget. ✓

Analysis by the Legislative Reference Bureau

TRANSPORTATION ✓

DRIVERS AND MOTOR VEHICLES ✓

Under current law, an identification card issued by DOT ✓ must include a photograph of the card holder. DOT must, as part of the application process, take a photograph of the applicant and no application may be processed without the photograph being taken. ✓ An identification card is valid for a period of eight years, after which it may be renewed.

This bill authorizes DOT to renew identification cards by mail or by any electronic means available to DOT. ✓ However, DOT cannot make consecutive renewals by mail or electronic means, so only every other renewal can be completed by mail or electronic means. ✓ If DOT renews an identification card by mail or electronic means, DOT is not required to take a new photograph for the identification card. A photograph continues to be required on each identification card, but for mail or electronic renewals, DOT may use the last photograph taken. ✓

*
*

For further information see the *state* ✓ fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 343.50 (4) of the statutes is amended to read:

2 343.50 (4) APPLICATION. The application for an identification card shall include
3 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
4 and (er), and such further information as the department may reasonably require to
5 enable it to determine whether the applicant is entitled by law to an identification
6 card. The Except with respect to renewals by mail or electronic means as authorized
7 under sub. (6), the department shall, as part of the application process for original
8 issuance or renewal of an identification card, take a photograph of the applicant to
9 comply with sub. (3). ~~No application may be processed without the photograph being~~
10 ~~taken.~~ Misrepresentations in violation of s. 343.14 (5) are punishable as provided in
11 s. 343.14 (9).

12 **SECTION 2.** 343.50 (4) of the statutes, as affected by 2007 Wisconsin Act 20 and
13 2011 Wisconsin Act (this act), is repealed and recreated to read:

14 343.50 (4) APPLICATION. The application for an identification card shall include
15 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
16 and (es), and such further information as the department may reasonably require to
17 enable it to determine whether the applicant is entitled by law to an identification
18 card. Except with respect to renewals described in s. 343.165 (4) (d) or renewals by
19 mail or electronic means as authorized under sub. (6), the department shall, as part
20 of the application process for original issuance or renewal of an identification card,
21 take a digital photograph including facial image capture of the applicant to comply
22 with sub. (3). Misrepresentations in violation of s. 343.14 (5) are punishable as
23 provided in s. 343.14 (9).

24 **SECTION 3.** 343.50 (6) of the statutes is amended to read:

1 343.50 (6) RENEWAL. At least 30 days prior to the expiration of the card, the
2 department shall mail a renewal application to the last-known address of each
3 identification card holder. The department shall include with the application
4 information, as developed by all organ procurement organizations in cooperation
5 with the department, that promotes anatomical donations and which relates to the
6 anatomical donation opportunity available under s. 343.175. The fee for a renewal
7 identification card shall be \$18, which card shall be valid for 8 years, except that a
8 card that is issued to a person who is not a United States citizen and who provides
9 documentary proof of legal status as provided under s. 343.14 (2) (er) shall expire on
10 the date that the person's legal presence in the United States is no longer authorized.
11 If the documentary proof as provided under s. 343.14 (2) (er) does not state the date
12 that the person's legal presence in the United States is no longer authorized, then
13 the card shall be valid for 8 years. The department may renew an identification card
14 by mail or by any electronic means available to the department, but the department
15 may not make consecutive renewals by mail or electronic means.

NOTE: NOTE: Sub. (6) is amended eff. the date stated in the notice provided by the secretary of transportation and published in the Wisconsin Administrative Register under section 85.15 (2) (b) of the statutes by 2007 Wis. Act 20 to read: NOTE:

(6) RENEWAL NOTICE. At least 30 days prior to the expiration of an identification card, the department shall mail a renewal application to the last-known address of the card holder. If the card was issued or last renewed based upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the notice shall inform the card holder of the requirement under s. 343.165 (4) (c). The department shall include with the application information, as developed by all organ procurement organizations in cooperation with the department, that promotes anatomical donations and which relates to the anatomical donation opportunity available under s. 343.175.

History: 1977 c. 360, 447; 1979 c. 226, 306; 1981 c. 20 s. 184; 1985 a. 29, 98; 1987 a. 27, 304; 1989 a. 105, 294, 298; 1991 a. 86, 269; 1995 a. 446; 1997 a. 27, 119, 191; 1999 a. 9, 32, 80, 85, 88, 186; 2001 a. 93; 2003 a. 33; 2005 a. 134; 2007 a. 20 ss. 3374 to 3390, 9121 (6) (a); 2007 a. 106; 2009 a. 28, 180.

21 **SECTION 4.** 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act 20,
22 section 3383, and 2011 Wisconsin Act (this act), is repealed and recreated to read:

23 343.50 (6) RENEWAL. At least 30 days prior to the expiration of an identification
24 card, the department shall mail a renewal application to the last-known address of
25 the card holder. If the card was issued or last renewed based upon the person's
26 presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the notice
27 shall inform the card holder of the requirement under s. 343.165 (4) (c). The

1 department shall include with the application information, as developed by all organ
2 procurement organizations in cooperation with the department, that promotes
3 anatomical donations and which relates to the anatomical donation opportunity
4 available under s. 343.175. The department may renew an identification card by
5 mail or by any electronic means available to the department, but the department
6 may not make consecutive renewals by mail or electronic means.

7 **SECTION 9448. Effective dates; Transportation.**

8 (1) IDENTIFICATION CARD RENEWALS. The repeal and recreation of section 343.50
9 (4) and (6) of the statutes takes effect on July 1, 2011, on the day after publication,
10 or on the date on which the creation of section 343.165 of the statutes by 2007
11 Wisconsin Act 20 takes effect, whichever is latest.

12 (END)

D-Note

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

date

LRB-0315/P1dn

ARG:.....

JLd

The treatments in bill sections 1 and 2[✓] may not comply with requirements of the federal REAL ID Act,[✓] to the extent that Act is eventually implemented in Wisconsin. This bill would allow the identification card picture to be more than 15[✓] years old, which may undermine the identity verification purposes of the REAL ID Act.[✓]

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0315/P1dn
ARG:jld:md

November 12, 2010

The treatments in bill sections 1 and 2 may not comply with requirements of the federal REAL ID Act, to the extent that Act is eventually implemented in Wisconsin. This bill would allow the identification card picture to be more than 15 years old, which may undermine the identity verification purposes of the REAL ID Act.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

Gary, Aaron

From: Byrnes, Tyler - DOA [Tyler.Byrnes@wisconsin.gov]

Sent: Tuesday, November 23, 2010 9:54 AM

To: Gary, Aaron

Cc: Hanaman, Cathlene

Subject: RE: Statutory Language Drafting Request

Aaron,

I think that will be fine for now.

Tyler

From: Gary, Aaron [mailto:Aaron.Gary@legis.wisconsin.gov]

Sent: Monday, November 22, 2010 2:25 PM

To: Byrnes, Tyler - DOA

Cc: Hanaman, Cathlene - LEGIS

Subject: RE: Statutory Language Drafting Request

Tyler,

Some of these four drafts are pretty big. For convenience, I broke this up into four separate requests for DOT. Can I keep them as four separate drafts for now? It will make things much easier if any of them get pulled at the end. thanks. Aaron

Aaron R. Gary

Attorney, Legislative Reference Bureau

608.261.6926 (voice)

608.264.6948 (fax)

aaron.gary@legis.state.wi.us

From: Hanaman, Cathlene

Sent: Monday, November 22, 2010 1:59 PM

To: Gary, Aaron; Mueller, Eric

Subject: FW: Statutory Language Drafting Request

From: DOADLBASADMININTERNETSHAREPOINT@WI.GOV

[mailto:DOADLBASADMININTERNETSHAREPOINT@WI.GOV]

Sent: Monday, November 22, 2010 11:40 AM

To: Hanaman, Cathlene

Cc: Shayna.Hetzel@wisconsin.gov; Thornton, Scott - DOA; Grinde, Kirsten - DOA

Subject: Statutory Language Drafting Request

Topic: Operating Reductions - DMV Changes

Tracking Code: BB0128

11/23/2010

SBO Team: TTO

SBO Analyst: Byrnes, Tyler - DOA

Phone: (608) 266-1039

E-mail: Tyler.Byrnes@Wisconsin.gov

Agency Acronym: WisDOT

Agency Number: 395

Priority: Medium

Intent:

A

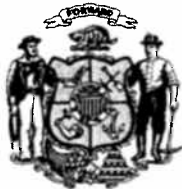
Under current law, no application for an identification card can be processed without a photograph being taken at a DMV service center. Amend s. 343.50(4), Wis. Stats., to allow DMV to process an application without a photo being taken. Amend s. 343.50(6) Wis. Stats., to allow DMV to issue one electronic eight year renewal using a photo on record. This initiative will result in salary and fringe savings by allowing customers to request products online instead of in person at a service center.

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Attachments: False



State of Wisconsin
2011 - 2012 LEGISLATURE

DOA...

in 11/23



LRB-0315/P1 1
ARG:jld:md

Keep RMR

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

~~No changes - switching
requester from agency to DOA~~

D-Note

X

don't Gen

1

AN ACT ...; relating to: the budget. ✓

Analysis by the Legislative Reference Bureau

TRANSPORTATION

DRIVERS AND MOTOR VEHICLES

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For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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7 under sub. (6), the department shall, as part of the application process for original
8 issuance or renewal of an identification card, take a photograph of the applicant to
9 comply with sub. (3). ~~No application may be processed without the photograph being~~
10 ~~taken.~~ Misrepresentations in violation of s. 343.14 (5) are punishable as provided in
11 s. 343.14 (9).

12 **SECTION 2.** 343.50 (4) of the statutes, as affected by 2007 Wisconsin Act 20 and
13 2011 Wisconsin Act (this act), is repealed and recreated to read:

14 343.50 (4) APPLICATION. The application for an identification card shall include
15 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
16 and (es), and such further information as the department may reasonably require to
17 enable it to determine whether the applicant is entitled by law to an identification
18 card. Except with respect to renewals described in s. 343.165 (4) (d) or renewals by
19 mail or electronic means as authorized under sub. (6), the department shall, as part
20 of the application process for original issuance or renewal of an identification card,
21 take a digital photograph including facial image capture of the applicant to comply
22 with sub. (3). Misrepresentations in violation of s. 343.14 (5) are punishable as
23 provided in s. 343.14 (9).

24 **SECTION 3.** 343.50 (6) of the statutes is amended to read:

1 343.50 (6) RENEWAL. At least 30 days prior to the expiration of the card, the
2 department shall mail a renewal application to the last-known address of each
3 identification card holder. The department shall include with the application
4 information, as developed by all organ procurement organizations in cooperation
5 with the department, that promotes anatomical donations and which relates to the
6 anatomical donation opportunity available under s. 343.175. The fee for a renewal
7 identification card shall be \$18, which card shall be valid for 8 years, except that a
8 card that is issued to a person who is not a United States citizen and who provides
9 documentary proof of legal status as provided under s. 343.14 (2) (er) shall expire on
10 the date that the person's legal presence in the United States is no longer authorized.
11 If the documentary proof as provided under s. 343.14 (2) (er) does not state the date
12 that the person's legal presence in the United States is no longer authorized, then
13 the card shall be valid for 8 years. The department may renew an identification card
14 by mail or by any electronic means available to the department, but the department
15 may not make consecutive renewals by mail or electronic means.

16 **SECTION 4.** 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act 20,
17 section 3383, and 2011 Wisconsin Act (this act), is repealed and recreated to read:

18 343.50 (6) RENEWAL. At least 30 days prior to the expiration of an identification
19 card, the department shall mail a renewal application to the last-known address of
20 the card holder. If the card was issued or last renewed based upon the person's
21 presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the notice
22 shall inform the card holder of the requirement under s. 343.165 (4) (c). The
23 department shall include with the application information, as developed by all organ
24 procurement organizations in cooperation with the department, that promotes
25 anatomical donations and which relates to the anatomical donation opportunity

1 available under s. 343.175. The department may renew an identification card by
2 mail or by any electronic means available to the department, but the department
3 may not make consecutive renewals by mail or electronic means.

4 **SECTION 9448. Effective dates; Transportation.**

5 (1) IDENTIFICATION CARD RENEWALS. The repeal and recreation of section 343.50
6 (4) and (6) of the statutes takes effect on July 1, 2011, on the day after publication,
7 or on the date on which the creation of section 343.165 of the statutes by 2007
8 Wisconsin Act 20 takes effect, whichever is latest.

9 (END)

D. Note

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0315/11dn

ARG:jld:md



keep

November 12, 2010

3 new date

Attn : Tyler Byrnes

The treatments in bill sections 1 and 2 may not comply with requirements of the federal REAL ID Act, to the extent that Act is eventually implemented in Wisconsin. This bill would allow the identification card picture to be more than 15 years old, which may undermine the identity verification purposes of the REAL ID Act.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0315/1dn
ARG:jld:jf

November 24, 2010

ATTN: Tyler Byrnes

The treatments in bill sections 1 and 2 may not comply with requirements of the federal REAL ID Act, to the extent that Act is eventually implemented in Wisconsin. This bill would allow the identification card picture to be more than 15 years old, which may undermine the identity verification purposes of the REAL ID Act.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

Gary, Aaron

From: Byrnes, Tyler - DOA [Tyler.Byrnes@wisconsin.gov]

Sent: Thursday, January 13, 2011 1:25 PM

To: Gary, Aaron

Subject: LRB 11-03151

Attachments: 11-0039P2.pdf

Aaron,

Could you make the following changes to the ID card renewals draft:

1. Insert Section 1, Section 2, and Section 3 of LRB 11-0039/2 (attached) into the budget draft?

2. 343.50 (6) RENEWAL. At least 30 days prior to the expiration of ~~the an~~ identification card, the department shall ~~mail a renewal application to the~~ *provide to the card holder notice of renewal of the card either at the card holder's last-known address of each identification card holder or, if desired by the card holder, by any electronic means offered by the department.* The department shall include with the ~~application~~ *notice* information, as developed by all organ procurement organizations in cooperation with the department, that promotes anatomical donations and which relates to the anatomical donation opportunity available under s. 343.175.

3. Section 4. 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act 20 section 3383, and 2011 Wisconsin Act ... (this act), is repealed and recreated to read:

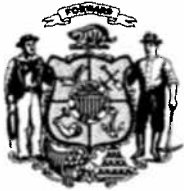
343.50 (6) RENEWAL. At least 30 days prior to the expiration of an identification card, the department shall ~~mail a renewal application to the~~ *provide to the card holder notice of renewal of the card either at the card holder's last-known address of the card holder or, if desired by the card holder, by any electronic means offered by the department.*

4. Whenever it says "by any electronic means available to the department" can you insert "by any electronic means **offered** by the department." The rationale behind the change is that as drafted, a licensee could choose notice by fax, radio or any other electronic device available to DOT, and we don't want anyone choosing to be notified by radio!

Let me know if you have questions.

Thanks,

Tyler



State of Wisconsin
2011 - 2012 LEGISLATURE

in
1/18



LRB-0315/1 2
ARG:jld:jf

(EMR)

DOA:.....Byrnes, BB0128a - DMV operating reductions; renewal of
identification cards

FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION

✓
1 don't gen
AN ACT ...; relating to: the budget. ✓

Analysis by the Legislative Reference Bureau

TRANSPORTATION

DRIVERS AND MOTOR VEHICLES

Under current law, an identification card issued by DOT must include a photograph of the card holder. DOT must, as part of the application process, take a photograph of the applicant and no application may be processed without the photograph being taken. An identification card is valid for a period of eight years, after which it may be renewed.

This bill authorizes DOT to renew identification cards by mail or by any electronic means available to DOT. However, DOT cannot make consecutive renewals by mail or electronic means, so only every other renewal can be completed by mail or electronic means. If DOT renews an identification card by mail or electronic means, DOT is not required to take a new photograph for the identification card. A photograph continues to be required on each identification card but, for mail or electronic renewals, DOT may use the last photograph taken.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

✓
INSERT
ANAL

Insert
2-1

1 SECTION 1. 343.50 (4) of the statutes is amended to read:

2 343.50 (4) APPLICATION. The application for an identification card shall include
3 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
4 and (er), and such further information as the department may reasonably require to
5 enable it to determine whether the applicant is entitled by law to an identification
6 card. The Except with respect to renewals by mail or electronic means as authorized
7 under sub. (6), the department shall, as part of the application process for original
8 issuance or renewal of an identification card, take a photograph of the applicant to
9 comply with sub. (3). ~~No application may be processed without the photograph being~~
10 ~~taken.~~ Misrepresentations in violation of s. 343.14 (5) are punishable as provided in
11 s. 343.14 (9).

12 SECTION 2. 343.50 (4) of the statutes, as affected by 2007 Wisconsin Act 20 and
13 2011 Wisconsin Act (this act), is repealed and recreated to read:

14 343.50 (4) APPLICATION. The application for an identification card shall include
15 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
16 and (es), and such further information as the department may reasonably require to
17 enable it to determine whether the applicant is entitled by law to an identification
18 card. Except with respect to renewals described in s. 343.165 (4) (d) or renewals by
19 mail or electronic means as authorized under sub. (6), the department shall, as part
20 of the application process for original issuance or renewal of an identification card,
21 take a digital photograph including facial image capture of the applicant to comply
22 with sub. (3). Misrepresentations in violation of s. 343.14 (5) are punishable as
23 provided in s. 343.14 (9).

24

SECTION 3. 343.50 (6) of the statutes is amended to read:

1 **343.50 (6) RENEWAL.** At least 30 days prior to the expiration of the card, the
2 department shall mail a renewal application to the last-known address of each
3 identification card holder. The department shall include with the application
4 information, as developed by all organ procurement organizations in cooperation
5 with the department, that promotes anatomical donations and which relates to the
6 anatomical donation opportunity available under s. 343.175. The fee for a renewal
7 identification card shall be \$18, which card shall be valid for 8 years, except that a
8 card that is issued to a person who is not a United States citizen and who provides
9 documentary proof of legal status as provided under s. 343.14 (2) (er) shall expire on
10 the date that the person's legal presence in the United States is no longer authorized.
11 If the documentary proof as provided under s. 343.14 (2) (er) does not state the date
12 that the person's legal presence in the United States is no longer authorized, then
13 the card shall be valid for 8 years. The department may renew an identification card
14 by mail or by any electronic means available to the department, but the department
15 may not make consecutive renewals by mail or electronic means.

16 **SECTION 4.** 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act 20,
17 section 3383, and 2011 Wisconsin Act (this act), is repealed and recreated to read:

18 **343.50 (6) RENEWAL.** At least 30 days prior to the expiration of an identification
19 card, the department shall mail a renewal application to the last-known address of
20 the card holder. If the card was issued or last renewed based upon the person's
21 presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the notice
22 shall inform the card holder of the requirement under s. 343.165 (4) (c). The
23 department shall include with the application information, as developed by all organ
24 procurement organizations in cooperation with the department, that promotes
25 anatomical donations and which relates to the anatomical donation opportunity

9
1 available under s. 343.175. The department may renew an identification card by
2 mail or by any electronic means available to the department, but the department
3 may not make consecutive renewals by mail or electronic means.

4 **SECTION 9448. Effective dates; Transportation.**

5 (1) IDENTIFICATION CARD RENEWALS. The repeal and recreation of section 343.50
6 (4) and (6) of the statutes takes effect on July 1, 2011, on the day after publication,
7 or on the date on which the creation of section 343.165 of the statutes by 2007
8 Wisconsin Act 20 takes effect, whichever is latest.

9 (END)

sections 343.20 (2) (a) an

**2011-2012 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0315/2ins
ARG:.....

INSERT 3-1:

SECTION 1. 343.50 (6) of the statutes is amended to read:

343.50 (6) RENEWAL. At least 30 days prior to the expiration of the an identification card, the department shall ~~mail a renewal application to the provide~~ to the card holder notice of renewal of the card either by mail at the card holder's last-known address of each identification card holder or, if desired by the card holder, by any electronic means offered by the department. The department shall include with the ~~application~~ notice information, as developed by all organ procurement organizations in cooperation with the department, that promotes anatomical donations and which relates to the anatomical donation opportunity available under s. 343.175. The fee for a renewal identification card shall be \$18, which card shall be valid for 8 years, except that a card that is issued to a person who is not a United States citizen and who provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the person's legal presence in the United States is no longer authorized. If the documentary proof as provided under s. 343.14 (2) (er) does not state the date that the person's legal presence in the United States is no longer authorized, then the card shall be valid for 8 years. The department may renew an identification card by mail or by any electronic means available to the department, but the department may not make consecutive renewals by mail or electronic means.

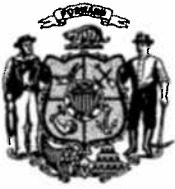
SECTION 2. 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act 20, section 3383, and 2011 Wisconsin Act (this act), is repealed and recreated to read:

↓

INSERT
3-1 cont

1 343.50 (6) RENEWAL NOTICE. At least 30 days prior to the expiration of an
2 identification card, the department shall provide to the card holder notice of renewal
3 of the card either by mail at the card holder's last-known address or, if desired by
4 the card holder, by any electronic means offered by the department. If the card was
5 issued or last renewed based upon the person's presenting of any documentary proof
6 specified in s. 343.14 (2) (es) 4. to 7., the notice shall inform the card holder of the
7 requirement under s. 343.165 (4) (c). The department shall include with the notice
8 information, as developed by all organ procurement organizations in cooperation
9 with the department, that promotes anatomical donations and which relates to the
10 anatomical donation opportunity available under s. 343.175. The department may
11 renew an identification card by mail or by any electronic means available to the
12 department, but the department may not make consecutive renewals by mail or
13 electronic means.

(end ins 3-1)



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-0039/P3

ARC:jld:rs

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

INSERTS

- 1 AN ACT *to amend* 343.20 (2) (a), 343.20 (2) (b), 343.50 (4) and 343.50 (6); and *to*
2 *repeal and recreate* 343.20 (2) (a), 343.50 (4) and 343.50 (6) of the statutes;
3 *relating to:* renewal of operator's licenses and identification cards issued by
4 the Department of Transportation and applications for identification cards.

Analysis by the Legislative Reference Bureau

Under current law, ~~the Department of Transportation~~ DOT must mail to the last-known address of a person who holds a motor vehicle operator's license, at least 30 days prior to the expiration of the license, a notice of the date on which the license must be renewed. For a person who holds an identification card issued by DOT, DOT must mail a renewal application to the person's last-known address at least 30 days prior to the expiration of the card.

This bill replaces these requirements with a requirement that DOT, at least 30 days prior to the expiration of an operator's license or identification card, provide to the licensee or card holder notice of renewal either by mail at the licensee's or card holder's last-known address or, if desired by the licensee or card holder, by any electronic means offered by DOT ~~and accepted by the licensee or card holder.~~

Under current law, if a person's operator's license has an "H" endorsement authorizing the transportation of certain hazardous materials, DOT must mail to the last-known address of the person, at least 60 days prior to the expiration of the "H" endorsement, a notice that the person is required to pass a security threat assessment screening as part of the application to renew the endorsement.

Insert
ANAL

INSERT
ANAL
CONT

This bill allows DOT to provide this notice either by mail to the licensee's last-known address or, if desired by the licensee, by any electronic means offered by DOT ~~and accepted by the licensee.~~ (end ins Anal)

Under current law, an identification card issued by DOT must include a photograph of the card holder. DOT must, as part of the application process, take a photograph of the applicant and no application may be processed without the photograph being taken.

This bill eliminates the limitation that an application cannot be processed unless a photograph is taken. Under the bill, a photograph continues to be required on each identification card and DOT must, as part of the application process for original issuance or renewal of an identification card, take a photograph of the applicant. However, DOT may process an application for a duplicate identification card without a new photograph being taken.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 343.20 (2) (a) of the statutes is amended to read:

343.20 (2) (a) The At least 30 days prior to the expiration of an operator's license, the department shall mail to the provide to the licensee notice of renewal of the license either by mail at the licensee's last-known address of a licensee at least 30 days prior to the expiration of the license a notice of the date upon which the license must be renewed or, if desired by the licensee, by any electronic means offered by the department and accepted by the licensee

SECTION 2. 343.20 (2) (a) of the statutes, as affected by 2007 Wisconsin Act 20 and 2011 Wisconsin Act (this act), is repealed and recreated to read:

343.20 (2) (a) At least 30 days prior to the expiration of an operator's license, the department shall provide to the licensee notice of renewal of the license either by mail at the licensee's last-known address or, if desired by the licensee, by any electronic means offered by the department and accepted by the licensee. If the license was issued or last renewed based upon the person's presenting of any

INSERT
2-1 cont

documentary proof specified in s. 343.14 (2) (es) 4. to 7., the notice shall inform the licensee of the requirement under s. 343.165 (4) (c).

SECTION 3. 343.20 (2) (b) of the statutes is amended to read:

343.20 (2) (b) Notwithstanding par. (a), at least 60 days prior to the expiration of an "H" endorsement specified in s. 343.17 (3) (d) 1m., the department of transportation shall ~~mail~~ provide a notice to the licensee either by mail at the licensee's last-known address of the licensee or, if desired by the licensee, by any electronic means offered by the department of transportation and accepted by the licensee that the licensee is required to pass a security threat assessment screening by the federal transportation security administration of the federal department of homeland security as part of the application to renew the endorsement. The notice shall inform the licensee that the licensee may commence the federal security threat assessment screening at any time, but no later than 30 days before expiration of the endorsement. (ending 2-1)

SECTION 4. 343.50 (4) of the statutes is amended to read:

343.50 (4) APPLICATION. The application for an identification card shall include any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em), and (er), and such further information as the department may reasonably require to enable it to determine whether the applicant is entitled by law to an identification card. The department shall, as part of the application process for original issuance or renewal of an identification card, take a photograph of the applicant to comply with sub. (3). ~~No application may be processed without the photograph being taken.~~ Misrepresentations in violation of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

1 **SECTION 5.** 343.50 (4) of the statutes, as affected by 2007 Wisconsin Act 20 and
2 2011 Wisconsin Act (this act), is repealed and recreated to read:

3 343.50 (4) APPLICATION. The application for an identification card shall include
4 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
5 and (es), and such further information as the department may reasonably require to
6 enable it to determine whether the applicant is entitled by law to an identification
7 card. Except with respect to renewals described in s. 343.165 (4) (d), the department
8 shall, as part of the application process for original issuance or renewal of an
9 identification card, take a digital photograph including facial image capture of the
10 applicant to comply with sub. (3). Misrepresentations in violation of s. 343.14 (5) are
11 punishable as provided in s. 343.14 (9).

12 **SECTION 6.** 343.50 (6) of the statutes is amended to read:

13 343.50 (6) RENEWAL. At least 30 days prior to the expiration of the an
14 identification card, the department shall mail a renewal application to the provide
15 to the card holder notice of renewal of the card either by mail at the card holder's
16 last-known address of each identification card holder or, if desired by the card holder,
17 by any electronic means offered by the department and accepted by the card holder.
18 The department shall include with the application notice information, as developed
19 by all organ procurement organizations in cooperation with the department, that
20 promotes anatomical donations and which relates to the anatomical donation
21 opportunity available under s. 343.175. The fee for a renewal identification card
22 shall be \$18, which card shall be valid for 8 years, except that a card that is issued
23 to a person who is not a United States citizen and who provides documentary proof
24 of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the
25 person's legal presence in the United States is no longer authorized. If the

1 documentary proof as provided under s. 343.14 (2) (er) does not state the date that
2 the person's legal presence in the United States is no longer authorized, then the card
3 shall be valid for 8 years.

4 **SECTION 7.** 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act 20,
5 section 3383, and 2011 Wisconsin Act (this act), is repealed and recreated to read:

6 343.50 (6) RENEWAL NOTICE. At least 30 days prior to the expiration of an
7 identification card, the department shall provide to the card holder notice of renewal
8 of the card either by mail at the card holder's last-known address or, if desired by
9 the card holder, by any electronic means offered by the department and accepted by
10 the card holder. If the card was issued or last renewed based upon the person's
11 presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the notice
12 shall inform the card holder of the requirement under s. 343.165 (4) (c). The
13 department shall include with the notice information, as developed by all organ
14 procurement organizations in cooperation with the department, that promotes
15 anatomical donations and which relates to the anatomical donation opportunity
16 available under s. 343.175.

17 **SECTION 8. Effective dates.** This act takes effect on the day after publication,
18 except as follows:

19 (1) The repeal and recreation of sections 343.20 (2) (a) and 343.50 (4) and (6)
20 of the statutes takes effect on the day after publication, or on the date on which the
21 creation of section 343.165 of the statutes by 2007 Wisconsin Act 20 takes effect,
22 whichever is later.

23 ~~END~~